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24 LIZ CLAIBORNE, INC.

25 UNITED STATES DISTRICT COURT

26 FOR THE NORTHERN DISTRICT OF CALIFORNIA

27 LEVI STRAUSS & CO.,

28 Case No. C- 06-4204 MMC

Plaintiff,

**STIPULATION OF DISMISSAL
AND ORDER THEREON**

v.

29 LIZ CLAIBORNE, INC.,

Defendant.

30 / / /

31 / / /

32 / / /

The parties, by their respective counsel and pursuant to Federal Rule of Civil Procedure 41(a)(1), stipulate that this action shall be dismissed with prejudice. Each party shall bear its own costs and attorneys' fees.

DATED: February 13, 2007

Respectfully submitted,

TOWNSEND AND TOWNSEND AND CREW LLP

By: /s/*Gregory S. Gilchrist*
GREGORY S. GILCHRIST

Attorneys for Plaintiff
LEVI STRAUSS & CO.

DATED: February 13, 2007

DREIER STEIN & KAHAN LLP

By: /s/ Yakub Hazzard
YAKUB HAZZARD

Attorneys for Defendant
LIZ CLAIBORNE, INC.

IT IS SO ORDERED.

DATED: February 13, 2007

Maxine M. Chesney
Hon. Maxine M. Chesney
United States District Judge

60982552 v1